



Agenda Item Number: 2008-8-6A

BERNALILLO COUNTY BOARD OF COUNTY COMMISSIONERS

Meeting Date: August 12, 2008

Department: County Manager **Staff Contact:** Thaddeus Lucero, County Manager

TITLE: County Regional Transit Gross Receipts Tax Ordinance

ACTION: Motion to adopt Ordinance 2008-_____ County Regional Transit Gross Receipts Tax.

SUMMARY:

State law NMSA 1978 § 7-20E-23 provides: "Upon a request by resolution of the board of directors of a regional transit district, a majority of the members of the governing body of each county that is within the district **shall** impose by identical ordinances an excise tax at the rate specified in the resolution..." The Rio Metro Transit District of the Mid-Region Council of Governments passed a resolution at its July 16, 2008 meeting, requesting a gross receipts tax of one-eighth of one percent, and thus, the Board of County Commissioners of the Counties of Bernalillo, Sandoval and Valencia are required by law to pass identical ordinances adopting a county regional transit gross receipts tax in the amount of one-eighth of one percent. State law also provides that such an excise tax shall not go into effect until a majority of the voters in the district vote in favor of imposing the tax.

The proposed ordinance was approved for publication by a majority of the Board at a special meeting on July 18, 2008, and the publication was duly made.

ATTACHMENT:

1. Text of proposed ordinance adopting a county regional transit gross receipts tax, and text of proposed ballot question.

FISCAL IMPACT

None.

STAFF ANALYSIS SUMMARY

COUNTY MANAGER

See summary. I recommend Board approval. TL 7/16/2008

LEGAL

Approval of this proposed ordinance by a majority of the members of the Board is required by state law (NMSA 1978 §7-20E-23). PSA 07/31/08